

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79068 of 2025

Arising Out of PS. Case No.-269 Year-2025 Thana- KOTWA District- East Champaran

Vikas Sah @ Vikas Kumar Sah S/O Shambhu Sah Resident of Vill- Shihorwa,
Karariya, P.S.- Kotwa, Dist- East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Arun Kumar, S.I. Kotwa Police Station, District-East Champaran
3. District Supply Officer Motihari, East Champaran

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Advocate
For the Opposite Party/s : Mr. Md. Matloob Rab, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

3 11-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection
with Kotwa P.S Case No. 269 of 2025 registered for the offences
punishable under Sections 303(1)/317(4) of B.N.S.

3. As per the prosecution case, the informant alleged
that on secret information that the petitioner is in a business of
unauthorisedly selling the diesel, the place was raided and there
is recovery/seizure of 160 litre diesel alongwith the materials to
measure the diesel. The petitioner managed to escape. This led
to the F.I.R.

4. Learned counsel for the petitioner submits that



petitioner has falsely been implicated in this case. It is next submitted that petitioner has got no criminal antecedent as stated in para 3 of the bail petition.

5. Learned counsel for the State opposes the prayer for bail of the petitioner.

6. From perusal of the F.I.R., impugned order and materials available on record it appears that total 160 litre of diesel recovered from the possession of the petitioner and there is no evidence on the point that the recovered diesel in question was being sold to anybody else. It appears that petitioner belongs to a family of farmer and recovered materials used by farmer for irrigation and other purpose. Petitioner has got no criminal antecedent as stated in paragraph no. 3 of the bail petition.

7. Considering the aforesaid facts and circumstances of the case, submissions made on behalf of the petitioner, let the above named petitioner be released on bail in the event of his arrest or surrender before the trial court within a period of six weeks from today on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Motihari, East Champaran in connection with Kotwa P.S Case No. 269 of 2025 subject to the



condition laid down under Section 482(2) of B.N.S.S.

(Ramesh Chand Malviya, J)

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